



WILDLIFE AND COUNTRYSIDE ACT 1981

SOUTH GLOUCESTERSHIRE COUNCIL

DEFINITIVE MAP AND STATEMENT MODIFICATION ORDER

**ADDITION OF FOOTPATH BETWEEN GOLDNEY AVENUE AND LONDON ROAD
AT WARMLEY**

EXPLANATORY STATEMENT

Public footpaths, bridleways and other ways are recorded on Definitive Maps and Statements ("DMS"). South Gloucestershire Council is responsible for the DMS and has a duty to modify them when evidence suggests they are inaccurate or incomplete. This is achieved by means of modification orders made under section 53 of the Wildlife and Countryside Act 1981.

The council has made a modification order under section 53 to add a footpath between Goldney Avenue and London Road at Warmley as shown on the plan attached. This order recognises the public rights that the authority has determined exist through user evidence and historic documentary evidence; and that the path may be reasonably alleged to exist: the order does not create new public rights. Questions of suitability, desirability or safety of the way are not relevant to the order.

The evidence is described in detail in a report to the South Gloucestershire Council Public Rights of Way and Commons Registration Sub Committee dated 16 June 2022. A copy of the minutes can be found on the South Gloucestershire Council website under *Council/Council Meetings/Meetings by committee/Public Rights of Way and Commons Registration Sub-Committee*

Representations and objections relating to the order must be made in writing to the address given in the Notice by the date specified. To be relevant, representations or objections should relate to the existence or status of the route; other issues, such as privacy, security or amenity are unlikely to be relevant.

This order does not come into effect until confirmed. If there are no representations and objections to the order, or those made are withdrawn, the council can confirm the order and the DMS will be modified. If there are any representations and objections which are not withdrawn, the council must send the order and representations and objections to the Planning Inspectorate who will appoint an independent inspector to consider the order and the representations and objections made. The Inspectorate will normally holding a hearing or an inquiry, but it could determine the order through written representations. The inspector may confirm the order, with or without modifications, or may decide that the order should not be confirmed. A useful booklet describing the process published by Natural England is available on their website called [*A Guide to Definitive Maps and Changes to Public Rights of Way – 2008 Revision – NE112*](#)